

PLATTSMOUTH CITY COUNCIL

May 17, 2021

A meeting of the City Council of the City of Plattsmouth, Nebraska was convened in open and public session at 7:00 o'clock p.m. on May 17, 2021 at Plattsmouth City Hall in Plattsmouth Nebraska. Present were Mayor R. Paul Lambert and Council Members: Steve Riese, Morgan Muller, Sean Minahan, Terry Kerns, Bryan Clark, James Forrest, Doug Derby and Jeanie Brookhouser. Council Members Absent: None. Also present: City Administrator Ervin Portis, Assistant City Administrator Emily Bausch, City Inspector Kevin Larson and City Attorney Stephen Q. Preston.

This is a regular meeting of the Mayor and City Council of Plattsmouth. Notice of meeting was published on May 6, 2021 in the Plattsmouth Journal. Proof of publication along with the Mayor and Council's Acknowledgment of Receipt of Notice are on file. The Open Meetings Act is posted on the bulletin board in the City Council Chambers. A copy of the agenda and all documents to be discussed is available to the public. All proceedings hereafter shown were taken while the convened meeting was open to the public. We will follow the agenda that was made available to the public. Please silence cell phones.

ITEM 5

Mayor Lambert announced the presence of Webelos Den from the Plattsmouth Cub Scouts Pack 477. Three members attended and each introduced themselves. Mayor Lambert invited each member to sit at the Council Table where he presides over the Council Meetings and experience the banging of the gavel.

ITEM 6

Motion by Muller seconded by Clark to approve the appointment of Joe Woracek to the Plattsmouth Planning Commission to fill a vacancy which term will expire 01/2024. Mayor Lambert introduced Mr. Woracek. ROLL CALL: Yes-Riese, Brookhouser, Clark, Derby, Forrest, Muller, Kerns and Minahan. No-None. Absent-None. Abstain-None. MOTION CARRIED.

ITEM 7-CITIZEN DELEGATION

No one spoke at citizen delegation.

ITEM 8-MAYORAL PROCLAMATION

ITEM 8 A

Mayor Lambert proclaimed May 16-22, 2021 as EMS Week in the City of Plattsmouth.

ITEM 8 B

Mayor Lambert proclaimed May 16-22, 2021 as National Public Works Week in the City of Plattsmouth.

ITEM 9-CONSENT AGENDA

Motion by Brookhouser seconded by Forrest to approve the consent agenda as presented:

- A Consider approval of the May 3, 2021 City Council Meeting Minutes
- B Receive Treasurer's Report
- C Consider approval of claims

Claims Register Report as of 5/17/21

Pay Date: 5/7/21 137529.41
Com Ctr 4657.4
EMS 23643.72
General 17090.11
Library 7758.19
Parks and Cemetery 8374.92
Police 41635.67
Senior Center 2826.18
Street 16533.11
Water and Sewer 15010.11

Various

Vendor Name
AMERITAS 16589.44
COLLECTION SERVICES CENTER 208.8
EYE MED VISION CARE 372.02
FIRST STATE BANK NEBRASKA 136.16
FRATERNAL ORDER OF POLICE 180
HARTFORD LIFE INSURANCE COMPANY 228.45
INTERNAL REVENUE SERVICE 30795.5
NEBRASKA CHILD SUPPORT PAYMENT CENTER 115.39
NEBRASKA DEPARTMENT OF REVENUE 4980.49
NEBRASKA DEPARTMENT OF REVENUE (SALES TAX) 9673.71
PETTY CASH CITY 300
PLATTSMOUTH COMMUNITY CENTER 2306.96

Department : 01 - GENERAL ADMINISTRATION
BLACK HILLS ENERGY 232.63
BRENDA BURKE 23.53
CASS COUNTY REGISTER OF DEEDS 56

CASS COUNTY TREASURER 17716.8
CHARTER BUSINESS 53.89
CITY OF OMAHA PUBLIC LIBRARY 20
IDEAL PURE WATER 34.6
IRINA A HARRINGTON 75
KONICA MINOLTA BUSINESS SOLUTIONS 311.65
LEE ENTERPRISES 651.94
MICROFILM IMAGING SYSTEMS 75
NEBRASKA PUBLIC POWER DISTRICT 185.91
OFFICE DEPOT INC 55.7
ONE SCHMORE 2483.22
SHELL FLEET PLUS 48.46
STEPHEN Q PRESTON 4800
STERICYCLE SHRED IT 60.89
THE FRAZIER COMPANY 162
THE PITNEY BOWES BANK INC 1510
VERIZON WIRELESS 82.26
WASTE CONNECTIONS OF NEBRASKA INC 83.25
WINDSTREAM 267.53

Department : 02 - HUMANE/CODE ENFORCEMENT
NEBRASKA PUBLIC POWER DISTRICT 97.88
SHELL FLEET PLUS 88.55
VERIZON WIRELESS 40.09

Department : 03 - EMS
CHARTER BUSINESS 18.2
IDEAL PURE WATER 32.99
KONICA MINOLTA BUSINESS SOLUTIONS 10.33
MATHESON TRI-GAS INC 134.95
METRO BILLING SERVICES LLP 1127
NEBRASKA PUBLIC POWER DISTRICT 402.55
ROLLINS INC 28
SHELL FLEET PLUS 742.26
VERIZON WIRELESS 167.91
WALKERS INC 17.38
WASTE CONNECTIONS OF NEBRASKA INC 25.2
WINDSTREAM 181.9

Department : 04 - POLICE
ACCELERATED GRAPHX LLC 322.14
CASS COUNTY REGISTER OF DEEDS 30
CASS COUNTY SHERIFF 3615
H & H SALES INC 673.79
KONICA MINOLTA BUSINESS SOLUTIONS 65.72
OREILLY AUTOMOTIVE INC 129.71
OXEN TECHNOLOGY 267
SHELL FLEET PLUS 2082.1

TILSON AUTOMOTIVE 100
VERIZON WIRELESS 261.34
WEX HEALTH INC 25
WINDSTREAM 343.27

Department : 05 - STREET

AGRIVISION EQUIPMENT GROUP LLC 185.54
BLACK HILLS ENERGY 149.19
CINTAS CORPORATION #749 224.48
FIRST STATE BANK NEBRASKA 17412
JOE MCDERMOTT ASSOCIATES 183.15
MULLENAX AUTO SUPPLY 14.57
NEBRASKA PUBLIC POWER DISTRICT 5274.25
OLD DOMINION BRUSH 800
RPZ INC 195
SHELL FLEET PLUS 491.81
VERIZON WIRELESS 82.26
WASTE CONNECTIONS OF NEBRASKA INC 210.15
WINDSTREAM 129.21

Department : 06 - LIBRARY

A UNITED AUTOMATIC DOORS & GLASS INC 133.75
BAKER & TAYLOR BOOKS 1214.36
BLACK HILLS ENERGY 67.96
BOUND TO STAY BOUND BOOKS INC 42.92
CASS COUNTY TREASURER 2952.8
CHARTER BUSINESS 65
DEMCO 251.85
KONICA MINOLTA BUSINESS SOLUTIONS 61
NEBRASKA PUBLIC POWER DISTRICT 284.81
OCLC ONLINE COMPUTER LIBRARY CENTER INC 167.57
WASTE CONNECTIONS OF NEBRASKA INC 25.19
WINDSTREAM 145.83

Department : 07 - PARKS

BLACK HILLS ENERGY 88.96
J & J SMALL ENGINE SERVICE 95.8
LEE ENTERPRISES 7.16
MENARDS 21.02
NEBRASKA PUBLIC POWER DISTRICT 248.28
OMAHA DOOR & WINDOW COMPANY 135
SHELL FLEET PLUS 345.46
TILSON AUTOMOTIVE 90
VERIZON WIRELESS 94.79
WASTE CONNECTIONS OF NEBRASKA INC 179.85
WILBUR-ELLIS HOLDINGS II INC 860.27

Department : 08 - CEMETERY

BLACK HILLS ENERGY 63.57
INDEPENDENT AUTO REPAIR 13.98
MENARDS 43.98
PRUITT OUTDOOR POWER 42.7
SHELL FLEET PLUS 117.85
VERIZON WIRELESS 41.13
WASTE CONNECTIONS OF NEBRASKA INC 85.56
WINDSTREAM 137.58

Department : 10 - FIRE
CHARTER BUSINESS 18.2
IDEAL PURE WATER 33.01
KONICA MINOLTA BUSINESS SOLUTIONS 10.34
NEBRASKA IOWA SUPPLY CO INC 1239.6
NEBRASKA PUBLIC POWER DISTRICT 402.55
ROLLINS INC 28
WALKERS INC 17.37
WASTE CONNECTIONS OF NEBRASKA INC 25.2
WINDSTREAM 181.89

Department : 11 - SENIOR CITIZEN CTR
BLACK HILLS ENERGY 35.92
NEBRASKA PUBLIC POWER DISTRICT 573.34
OFFICE DEPOT INC 235.12
REINHART FOODSERVICE LLC 1323
SHELL FLEET PLUS 102.99

Department : 12 - DEBT SERVICE
FIRST STATE BANK NEBRASKA 67101.5

Department : 17 - COMMUNITY CENTER
BLACK HILLS ENERGY 323.24
KONICA MINOLTA BUSINESS SOLUTIONS 35.63
NEBRASKA PUBLIC POWER DISTRICT 5160.02
NICOLE ERNEST 81
OFFICE DEPOT INC 55.66
STEPHEN C WARGA 54
THE WALDINGER CORPORATION 2409.62
WALKERS INC 84
WASTE CONNECTIONS OF NEBRASKA INC 160.8

Department : 18 - AQUATIC
AQUA CHEM INC 2147.99
CHESTERMAN CO 727.43
EGAN SUPPLY CO 1395.69
FERGUSON ENTERPRISES 1226.58
HD SUPPLY CONSTRUCTION & INDUSTRIAL WHITE CAP 235.69
MULLENAX AUTO SUPPLY 40.91

NEBRASKA PUBLIC POWER DISTRICT 90.06
OFFICE DEPOT INC 84.59
STEPHEN C WARGA 72
STETSON BUILDING PRODUCTS INC 235.94

Department : 20 - WATER
BLACK HILLS ENERGY 147.28
CASS COUNTY TREASURER 5315.04
CORE & MAIN LP 336.2
DPC INDUSTRIES INC 641.55
MY STAFF INC 1823.96
NEBRASKA DEPARTMENT OF REVENUE (SALES TAX) 816.72
NEBRASKA PUBLIC POWER DISTRICT 76.5
ONE CALL CONCEPTS INC 49.18
PANOLOGY INC 252.39
PETTY CASH WATER DEPARTMENT 517.48
READY MIX CONCRETE CO 1120.74
SHELL FLEET PLUS 576.66
STEPHEN C WARGA 31.5
STEPHEN Q PRESTON 1600
TYLER TECHNOLOGIES 90
VERIZON WIRELESS 162.28
WEX HEALTH INC 25
WINDSTREAM 194.11

Department : 24 - DRUG FORFEITURE
H & H SALES INC 400
VERIZON WIRELESS 41.15

Department : 30 - SEWER
BLACK HILLS ENERGY 868.72
CASS COUNTY TREASURER 3543.36
CORE & MAIN LP 167.98
LEE ENTERPRISES 4.62
MIDWEST LABORATORIES INC 767
MY STAFF INC 1823.95
NDEQ - FISCAL SERVICES 150
NEBRASKA PUBLIC POWER DISTRICT 47.37
NIJOSK INC 1625
OLMSTED & PERRY ENGINEERING 12580.67
OMAHA ELECTRIC SERVICE INC 712.5
ONE CALL CONCEPTS INC 49.18
PANOLOGY INC 252.39
SHELL FLEET PLUS 94.89
STEPHEN C WARGA 31.5
STEPHEN Q PRESTON 1600
TYLER TECHNOLOGIES 90
VERIZON WIRELESS 41.13

WASTE CONNECTIONS OF NEBRASKA INC 76.7
WINDSTREAM 51.77

Department : 37 - ECONOMIC DEVELOPMENT - RIVER FRONT
FIRST STATE BANK NEBRASKA 184530.25

ROLL CALL: Yes-Kerns, Derby, Minahan, Forrest, Brookhouser, Clark, Muller and Riese. No-None. Absent-None. Abstain-None. MOTION CARRIED.

ITEM 10-UNFINISHED BUSINESS

ITEM 10 A

Steve Perry, PE, Olmsted & Perry Consulting Engineers Inc. reviewed Amendment No. 1 to Task Order No. 23 for additional engineering services associated with the preparation of the Environmental Assessment for the New Relocated Waste Water Treatment Plant in accordance with the National Environmental Policy Act (NEPA) and in compliance with all applicable EHP laws. Following further discussion, Motion by Brookhouser seconded by Derby to approve Amendment No. 1 to Task Order No. 23 on the City of Plattsmouth's Wastewater Treatment Plant 2019 Flood Recovery Project PW#88688 to revise Scope of Work and Not to Exceed Ceiling Price. ROLL CALL: Yes-Muller, Riese, Forrest, Brookhouser, Minahan, Kerns, Clark and Derby. No-None. Absent-None. Abstain-None. MOTION CARRIED.

ITEM 10 B

Council member Riese introduced **RESOLUTION NO. 21-013** and moved for adoption by title only. Council member Muller seconded the foregoing motion. Stephen Q. Preston, City Attorney read **RESOLUTION NO. 21-013** in to the record by title only. ROLL CALL: Yes-Derby, Brookhouser, Clark, Kerns, Muller, Minahan, Riese and Forrest. No-None. Absent-None. Abstain-None. MOTION CARRIED.

RESOLUTION NO. 21-013

A RESOLUTION OF THE CITY OF PLATTSMOUTH, NEBRASKA, CALLING FOR THE PAYMENT ON JUNE 21, 2021 OF CERTAIN ECONOMIC DEVELOPMENT FUND BONDS (SALES TAX PAYMENT SOURCE – FEDERALLY TAXABLE INTEREST), SERIES 2014, DATED JUNE 24, 2014 IN THE TOTAL PRINCIPAL AMOUNT OF \$1,240,000.

BE IT RESOLVED AND ENACTED BY THE MAYOR AND COUNCIL OF THE CITY OF PLATTSMOUTH, NEBRASKA, as follows:

Section 1. That the following bonds, in accordance with their option provisions, are hereby called for payment on June 21, 2021, after which date interest on the bonds will cease:

Economic Development Fund Bonds (Sales Tax Payment Source – Federally Taxable Interest), Series 2014, dated June 24, 2014, in the total principal amount of \$1,240,000, numbered as they are shown on the books and records of the

Paying Agent and Registrar, maturing in the principal amounts and bearing CUSIP numbers as follows:

<u>Principal</u>	<u>Maturity Date</u>	<u>CUSIP Number</u>
\$145,000	June 1, 2022	728105 AT4
145,000	June 1, 2023	728105 AU1
150,000	June 1, 2024	728105 AV9
155,000	June 1, 2025	728105 AW7
155,000	June 1, 2026	728105 AX5
160,000	June 1, 2027	728105 AY3
165,000	June 1, 2028	728105 AZ0
165,000	June 1, 2029	728105 BA4

Section 2. These bonds are to be paid at the office of the Treasurer of the City of Plattsmouth, Nebraska as paying agent and registrar for the bonds.

Section 3. A true copy of this Resolution shall be filed by the City Clerk with the Paying Agent at least thirty (30) days prior to call date and the City Treasurer is hereby instructed to take appropriate action to mail notice to registered owners at least thirty (30) days prior to the call date.

PASSED AND APPROVED this _____ day of May, 2021.

/s/R. Paul Lambert, Mayor

ATTEST:

/s/Sandra J. Meyer, City Clerk

ITEM 10 C

Motion by Riese seconded by Brookhouser to approve the BOND PURCHASE AGREEMENT: City of Plattsmouth, Nebraska Economic Development Fund Refunding Bonds (Sales Tax Payment Source-Federally taxable interest), Series 2021 in the amount of \$1,270,000.00 and authorize the Mayor to execute the agreement. Following discussion, ROLL CALL: Yes-Brookhouser, Clark, Minahan, Derby, Muller, Riese, Forrest and Kerns. No-None. Absent-None. Abstain-None. MOTION CARRIED.

ITEM 10 D

Council member Kerns introduced **RESOLUTION NO. 21-014** and moved for adoption by title only. Council member Minahan seconded the foregoing motion.

RESOLUTION NO. 21-014

A RESOLUTION OF THE CITY OF PLATTSMOUTH, NEBRASKA, AUTHORIZING THE ISSUANCE OF ECONOMIC DEVELOPMENT FUND REFUNDING BONDS (SALES TAX PAYMENT SOURCE—FEDERALLY TAXABLE INTEREST) OF THE CITY OF

PLATTSMOUTH, NEBRASKA, IN THE PRINCIPAL AMOUNT OF ONE MILLION TWO HUNDRED SEVENTY THOUSAND DOLLARS (\$1,270,000) FOR THE PURPOSE OF REFUNDING CERTAIN OUTSTANDING BONDS OF THE CITY; PRESCRIBING THE FORM OF SAID BONDS; PROVIDING FOR A PAYING AGENT AND REGISTRAR FOR THE BONDS; PROVIDING FOR THE PLEDGING OF SALES TAX COLLECTIONS RECEIVED FOR SAID PROGRAM INTO THE ECONOMIC DEVELOPMENT FUND OF THE CITY OF PLATTSMOUTH FOR THE PAYMENT OF PRINCIPAL AND INTEREST ON SAID BONDS; PROVIDING FOR THE SALE OF THE BONDS; PROVIDING FOR THE APPLICATION OF THE PROCEEDS OF SAID BONDS; AND AUTHORIZING THE DELIVERY OF THE BONDS TO THE PURCHASER

Stephen Q. Preston, City Attorney read **RESOLUTION NO. 21-014** in to the record by title only. ROLL CALL: Yes-Forrest, Brookhouser, Riese, Derby, Muller, Clark, Minahan and Kerns. No-None. Absent-None. Abstain-None. MOTION CARRIED.

ITEM 11-NEW BUSINESS

ITEM 11 A

Council member Riese moved to suspend the statutory rule that **ORDINANCE NO. 1980** be read on three different days and to adopt **ORDINANCE NO. 1980: AN ORDINANCE OF THE CITY OF PLATTSMOUTH, NEBRASKA TO REPEAL CHAPTER 8, ARTICLE IV OF THE PLATTSMOUTH REVISED MUNICIPAL ORDINANCES 2011, RELATED TO FIREWORKS; TO ENACT CHAPTER 8, ARTICLE IV OF THE PLATTSMOUTH REVISED MUNICIPAL ORDINANCES 2011, RELATED TO FIREWORKS; TO REPEAL ALL ORDINANCES IN CONFLICT; TO PROVIDE FOR PUBLICATION IN PAMPHLET FORM; AND TO PROVIDE AN EFFECTIVE DATE** on first reading by title only. Such motion was seconded by Clark. ROLL CALL: Yes-Minahan, Kerns, Muller, Riese, Brookhouser, Derby, Clark and Forrest. No-None. Absent-None. Abstain-None. MOTION CARRIED. Stephen Q. Preston, City Attorney read **ORDINANCE NO. 1980** in to the record by title only. Motion by Muller seconded by Brookhouser to adopt **ORDINANCE NO. 1980** on final reading by title only. ROLL CALL: Yes-Clark, Minahan, Riese Forrest, Brookhouser, Derby, Kerns and Muller. No-None. Absent-None. Abstain-None. MOTION CARRIED. Stephen Q. Preston, City Attorney read **ORDINANCE NO. 1980** in to the record by title only.

ITEM 11 B

Council member Kerns moved to suspend the statutory rule that **ORDINANCE NO. 1981** be read on three different days and to adopt **ORDINANCE NO. 1981: AN ORDINANCE OF THE CITY OF PLATTSMOUTH, NEBRASKA TO ESTABLISH WAGES, SALARIES AND BENEFITS FOR NON-UNION CITY EMPLOYEES AND APPOINTED OFFICIALS MAY 27, 2021; TO REPEAL ORDINANCE NO. 1979 AND ALL ORDINANCES IN CONFLICT; TO PROVIDE FOR PUBLICATION IN PAMPHLET FORM; AND TO PROVIDE AN EFFECTIVE DATE** on first reading by title only. Such motion was seconded by Forrest. ROLL CALL: Yes-Forrest, Minahan, Derby, Riese, Muller, Brookhouser, Clark and Kerns. No-None. Absent-None. Abstain-None. MOTION CARRIED.

Stephen Q. Preston, City Attorney read **ORDINANCE NO. 1981** in to the record by title only. Motion by Brookhouser seconded by Clark to adopt **ORDINANCE NO. 1981** on final reading by title only. ROLL CALL: Yes-Brookhouser, Derby, Kerns, Clark, Forrest, Minahan, Muller and Riese. No-None. Absent-None. Abstain-None. MOTION CARRIED. Stephen Q. Preston, City Attorney read **ORDINANCE NO. 1981** in to the record by title only.

ITEM 11 C

Motion by Brookhouser seconded by Riese to approve the appointment of Anna Nicole Ostrand as a new probationary member to the Plattsmouth Volunteer Fire Department and the addition of her name to the Plattsmouth Volunteer Fire Department roster. ROLL CALL: Yes-Clark, Minahan, Muller, Riese, Brookhouser, Derby, Forrest and Kerns. No-None. Absent-None. Abstain-None. MOTION CARRIED.

ITEM 14

7:55 p.m. Motion by Brookhouser seconded by Clark to adjourn. MOTION CARRIED, on a voice vote.

/s/R. Paul Lambert, Mayor

ATTEST:

/s/Sandra J. Meyer, City Clerk